

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 10, 2000

DIVISION ONE

B134589 People (Not for Publication)
v.
Manuel Steven Martinez

The judgment is vacated and the matter is remanded for the trial court to hear and consider Martinez' complaints about his trial attorney's competence, to exercise its discretion on whether to appoint new counsel, and to consider a motion for new trial on that ground. If the trial court does not find adequate grounds to pursue a new trial motion, it shall reimpose judgment.

Aragon, J. (Assigned)

We concur: Spencer, P.J.
Ortega, J.

DIVISION TWO

B128515 Jeun et al. (Not for Publication)
v.
Michelin North America, Inc.

Based upon the undisputed facts presented in connection with the summary judgment motion, we conclude that Plaintiffs were ignorant of the name of defendant, as that term has been interpreted under section 474, and the summary judgment is reversed. The trial court's order denying Plaintiffs leave to file a DOE amendment is also reversed. Michelin is to bear the costs on appeal.

Mallano, J. (Assigned)

We concur: Nott, Acting P.J.
 Cooper, J.

DIVISION THREE

B138621 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Martha P.

The judgment is affirmed.

Kitching, J.

We Concur: Klein, P.J.
 Croskey, J.

B137102 D.C.F.S. (Not for Publication)
 v.
 Jennifer J.

The jurisdictional and disposition orders are affirmed.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

B126720 People (Not for Publication)
 v.
 Helms

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B132500 Coast Plaza Doctors Hospital (Not for Publication)
 v.
 Blue Cross of California

The trial court's order of May 14, 1999 denying Blue Cross' petition to compel arbitration is reversed and the matter is remanded with directions to conduct further proceedings which are not inconsistent with the views expressed herein. Blue Cross shall recover its costs on appeal.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

DIVISION FIVE

B138415 People (Not for Publication)
 v.
 Miguel Villa

The judgment is affirmed.

Grignon, Acting P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

B136620 Kimberly C. Bray-Knight (Not for Publication)
 v.
 William Colbert

The judgment is affirmed. Appellant is to bear his own costs on appeal.

Grignon, Acting P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION FIVE (Continued)

B128615 Staff Control, Inc. (Not for Publication)
 v.
 Laich Industries, Corp.

The judgment is affirmed. Respondent to recover its costs on appeal.
Respondent's motion for sanctions is denied.

Godoy Perez, J.

We concur: Turner, P.J.
 Armstrong, J.

B139217 People (Not for Publication)
 v.
 Kinley

The judgment is affirmed.

Godoy Perez, J.

We concur: Grignon, Acting P.J.
 Armstrong, J.

B137841 People (Not for Publication)
 v.
 Tyrone Y.

The order is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B137420 Flores
 v.
 Torres

Argument continued to September, 2000.

B137875 Harris
 v.
 City of Ventura

Argument continued to September, 2000.

B141562 Lisa F.
 v.
 San Luis Obispo Co. Superior Court

Presentation waived; cause submitted.

B140218 Steven F.
 v.
 Carrie Ann F.

Merits:

Argued by George Stanbury for appellant, by Diane L. Rowley for respondent and by Lucia Tebbe for respondent minor. Cause submitted.

B136761 Sumistros Medicos Sanitarios, S.A.
 v.
 Mentor Corporation

Appearances:

Mark Kemple for respondent and no appearance for appellant. Argument waived, cause submitted.

DIVISION SIX (Continued)

Court recessed at 9:30 A.M.

Court reconvened at 1:30 PM

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B132978 People
 v.
 Corona

Argument continued to September, 2000.

B134550 People
 v.
 Uc

Argument continued to October, 2000.

Each of the following:

B130064 People v. Owens
B133217 People v. Maclean
B133974 People v. Muse
B133991 People v. Nadjmabadi
B134221 People v. Coppolecchia
B135392 People v. Rodriguez
B135630 People v. Salinas
B135660 People v. Jones
B135730 People v. Ryles
B135824 People v. Tamale
B136021 People v. Joseph
B136324 People v. Howard
B136443 People v. Harris
B136714 People v. Aispuro
B137006 People v. Toney

DIVISION SIX (Continued)

Each of the following (cont.):

B138100 People v. Alvarez
B138301 People v. Cotter
B138435 People v. Marshall
B138914 People v. Moss
B139090 People v. Moore

Argument waived, cause submitted.

B132984 People
 v.
 Zizumbo

Merits:

Argued by Yvonne Elizabeth Martinez for appellant and by Erika D. Jackson, deputy attorney general, for respondent via video conference. Cause submitted.

B133637 People
 v.
 King

Merits:

Argued by Jean E. Matulis for appellant and by Renee Rich, deputy attorney general, for respondent via video conference. Cause submitted.

B132897 People
 v.
 Hardacre

Merits:

Argued by Jean E. Matulis for appellant and by Stephanie A. Miyoshi, deputy attorney general, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B137016 People
 v.
 Owens

Merits:

Argued by Rachel Housman for appellant via video conference and by Michael Whitaker, deputy attorney general, for respondent via video conference. Cause submitted.

B134987 People
 v.
 Tinoco

Merits:

Argued by Denise Abundis Brogna for appellant and by David Wildman, deputy attorney general, for respondent via video conference. Cause submitted.

B133089 People
 v.
 Batiste

Merits:

Argued by Matthew P. Guasco for appellant and by G. Tracey Letteau, deputy attorney general, for respondent via video conference. Cause submitted.

B136252 People
 v.
 Mena

Merits:

Argued by Susan B. Lascher for appellant and by Michelle M. Paffile, deputy attorney general, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B135365 People
 v.
 Castillo

Merits:

Argued by Richard B. Lennon for appellant and by Corey J. Robins, deputy attorney general, for respondent via video conference. Cause submitted.

B137550 People
 v.
 Wu

Merits:

Argued by Rudy G. Kraft for appellant and by Corey J. Robins, deputy attorney general, for respondent via video conference. Cause submitted.

B138760 People
 v.
 Medrano

Merits:

Argued by Earnest C. Bell for appellant and by Michael Whitaker, deputy attorney general, for respondent via video conference. Cause submitted.

B135749 People
 v.
 Randolph

Merits:

Argued by Leonard J. Klaif for appellant and by Chung L. Mar, deputy attorney general, for respondent via video conference. Cause submitted.

Perren, J. left the bench.

DIVISION SIX (Continued)

B118886 People
 v.
 Linnihan

Merits:

Argued by Michael B. Dashijan for appellant and by Kent J. Bullard, deputy attorney general, for respondent. Appellant's counsel shall serve and file a supplemental letter brief not to exceed 10 pages on an additional issue within 15 days. Respondent shall serve and file any reply by letter brief 15 days thereafter. Submission is deferred 30 days.

Court recessed at 4:10 P.M.

Court reconvened at 4:20 PM

Present: Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B141988 Krebs
 v.
 San Luis Obispo Superior Court
 (The People, r.p.i.)

Order to Show Cause:

Presented by Patricia Nemec Ashbaugh for petitioner and by Timothy S. Covello, deputy district attorney, for real party in interest. Cause submitted.

Court adjourned at 5:05 P.M.

DIVISION SEVEN

B131270 Hashem and Pegah Sahebifard (Not for Publication)
v.
Fedco, Inc.

The judgment is affirmed. Appellant to bear its own costs on appeal.

Woods, J.

We concur: Lillie, P.J.
Johnson, J.

B130621 Jaffer (Not for Publication)
v.
Dalla

The judgment is affirmed. Dalla to recover costs on appeal.

Woods, J.

We concur: Johnson, Acting P.J.
Neal, J.

B132827 People (Not for Publication)
v.
King

The judgment is reversed and remanded.

Woods, J.

We concur: Johnson, Acting P.J.
Neal, J.

August 10, 2000-Continued

DIVISION SEVEN (Continued)

B138355 People (Not for Publication)
v.
Jorge L.
In re Jorge L., a Persons Coming Under the Juvenile Court Law.

The order under review is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Neal, J.

B138394 People
v.
Lugo

Filed order denying petition for rehearing.